Response to Requirement for Restriction Serial No. 10/692.663

Filed: October 24, 2003

IN THE CLAIMS:

1. (Previously Presented) A cosmetic composition comprising a first film forming siloxane

polymer, and a second film forming polymer obtained by polymerizing siloxane monomers and

at least one monomer selected from the group consisting of ethylenically unsaturated monomers.

said polymers solvated or dispersed in a cosmetically acceptable nonpolar oil.

2. (Original) The composition of claim 1 wherein the first film forming siloxane polymer is a

silicone resin.

3. (Original) The composition of claim 3 wherein the silicone resin is a T resin, an MT resin,

and MQ resin or mixtures thereof.

**4.** (Original) The composition of claim 3 wherein the silicone resin is a T resin.

5. (Original) The composition of claim 4 wherein the T resin comprises alkoxy and/or hydroxy

groups.

6. (Original) The composition of claim 2 wherein the silicone resin is an MT resin.

7. (Original) The composition of claim 6 wherein the MT resin is of the general formula  $M_x T_y$ 

wherein M is R<sub>1</sub>R<sub>2</sub>R<sub>3</sub>SiO<sub>1/2</sub>; T is RSiO<sub>3/2</sub>.

8. (Original) The composition of claim 7 wherein the MT resin additionally comprises one or

more difunctional units.

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9. (Original) The composition of claim 3 wherein the MQ resin is of the general formula  $M_xQ_y$  wherein M is  $R_1R_2R_3SiO_{1/2}$ ; Q is  $SiO_{4/2}$ ;  $R_1$ ,  $R_2$ , and  $R_3$  are each independently  $C_{1-30}$  straight or

branched chain alkyl or phenyl; and x and y are each independently 1-1,000,000.

10. (Original) The composition of claim 9 wherein  $R_1$ ,  $R_2$ , and  $R_3$  are each independently

methyl or phenyl.

11. (Original) The composition of claim 10 wherein the MQ resin has alkoxy or hydroxy

functional groups.

12. (Currently Amended) The composition of claim 1 wherein the second film forming

polymer is obtained by polymerizing one or more M, D, T, or Q units with one or more

ethylenically unsaturated monomers, or an amide or urethane.

13. (Original) The composition of claim 12 wherein the second film forming polymer is

obtained by polymerizing one or more M, D, T, or Q units with one or more ethylenically

unsaturated monomers.

14. (Original) The composition of claim 13 wherein the ethylenically unsaturated monomer is

of the general formula:



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wherein R<sub>1</sub>, and R<sub>2</sub> are each independently H, halogen, hydroxyl, fluoroalkyl, a C<sub>1-30</sub> straight or

branched chain alkyl, aryl, aralkyl; R2 is a pyrrolidone, or a substituted or unsubstituted aromatic,

alicyclic, or bicyclic ring where the substitutents are C<sub>1-30</sub> straight or branched chain alkyl, or

COOM or OCOM herein M is a  $C_{1-30}$  straight or branched chain alkyl, pyrrolidone, or a

substituted or unsubstituted aromatic, alicylic, or bicyclic ring where the substitutents are C<sub>1-30</sub>

straight or branched chain alkyl.

15. (Original) The composition of claim 14 wherein the ethylenically unsaturated monomer is

an acrylate or methacrylate.

16. (Original) The composition of claim 15 wherein the second film forming polymer is a

silicone acrylate copolymer.

17. (Original) The composition of claim 1 wherein the nonpolar oil is a paraffinic hydrocarbon.

18. (Original) The composition of claim 17 wherein the paraffinic hydrocarbon is volatile.

19. (Original) The composition of claim 1 which is an anhydrous pigmented composition.

20. (Original) The composition of claim 1 which is a lipstick.

21. (Previously Presented) The composition of claim 1 wherein the first film forming siloxane

polymer is trimethylsiloxysilicate and the second film forming polymer is a copolymer of

silicone and an ethylenically unsaturated monomer which is acrylic acid, methacrylic acid, or

their simple esters.

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22. (Previously Presented) The composition of claim 21 wherein the second film forming

polymer is a copolymer of silicone and acrylic or methacrylic acid esters.

23. (Previously Presented) The composition of claim 1 wherein the first film forming siloxane

polymer is polymethylsilsesquioxane.

24. (Previously Presented) The composition of claim 23 wherein the second film forming

polymer is a copolymer of silicone and ethylenically unsaturated monomers which are acrylic

acid, methacrylic acid, or their simple esters.

25. (Previously Presented) The composition of claim 24 wherein the second film forming

polymer is a copolymer of silicone monomers and ethylenically unsaturated monomers that are

esters of acrylic or methacrylic acid.

26. (Previously Presented) The composition of claim 23 wherein the second film forming

polymer is a silicone acrylate copolymer.

27. (Previously Presented) The composition of claim 21 wherein the second film forming

polymer is a silicone acrylate copolymer and the nonpolar oil comprises isododecane.

28. (Previously Presented) The composition of claim 21 wherein the second film forming

polymer is a silicone acrylate copolymer and the nonpolar oil comprises cyclomethicone or linear

volatile dimethicone.

29. (Previously Presented) The composition of claim 21 wherein the second film forming

polymer is a silicone acrylate copolymer and the nonpolar oil comprises a nonvolatile silicone.

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30. (Previously Presented) The composition of claim 29 wherein the nonvolatile silicone is

dimethicone or a phenyl silicone.

31. (Previously Presented) The composition of claim 21 wherein the nonpolar oil is an ester

having a viscosity ranging from about 2 to 1,000,000 centipoise at 25° C.

32. (Previously Presented) The composition of claim 21 further comprising a chemical or

physical sunscreen.

33. (Previously Presented) The composition of claim 21 further comprising a gellant.

34. (Previously Presented) The composition of claim 33 wherein the gellant is a clay.

35. (Previously Presented) A color cosmetic composition comprising a first film forming

polymer which is a silicone resin, and a second film forming polymer which is a silicone acrylate

copolymer, and a nonpolar oil selected from a volatile paraffinic hydrocarbon, volatile silicone,

or mixtures thereof, and pigments.

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